



**ఆంధ్రప్రదేశ్ రాజపత్రము**  
**THE ANDHRA PRADESH GAZETTE**  
**PUBLISHED BY AUTHORITY**

W.No.21

AMARAVATI, MONDAY, MAY 27, 2024

G.167

**PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC**

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**NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,**

**GENERAL ADMINISTRATION DEPARTMENT  
(SC.D)**

**Memo. No.109/SC.D/A2/2017.**

**Date: 11-10-2022.**

AIS - DISCIPLINARY' PROCEEDINGS INITIATED AGAINST Sri A.R. SUKUMAR, IAS FOR NON-CLEARANCE OF OUTSTANDING ADVANCES FOR THE TENURE WHILE WORKING AS VC & MD, APSWSC TO A TUNE OF Rs.80,15,717/- INQUIRY CONDUCTED - COMMUNICATION OF INQUIRY REPORT UNDER RULE 9 OF AIS (D&A) RULES, 1969.

Ref:-1. G.O.Rt.No.1326, General Administration (SC.D) Department dated 18.06.2018.

2. G.O.Rt.No.1729, General Administration (SC.D) Department, dated:20.10.2021.

3. From the Member, Commissioner of Inquiries (RPT), GAD, Lr.No. 86/ COI-RPT/2021, dated 27.06.2022.

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Under Rule 9 of All India Services (D&A) Rules, 1969, a copy of the inquiry report received in the reference 3<sup>rd</sup> cited is enclosed herewith.

Sri A.R. Sukumar, IAS, (Retd.) former Vice Chairman & Managing Director, Andhra Pradesh State Warehousing Corporation is requested to submit his representation, if any, on the findings of the Inquiry Authority within a period of 15 days, from the date of receipt of Memo., failing which, it will be construed that he has nothing to represent and further action will be taken against him based on the material available on record.

**MUTYALA RAJU REVU,**  
*Principal Secretary to Government (Poll) (FAC).*

To  
Sri A.R.Sukumar, IAS (Retd.),  
Formerly Vice Chairman & Managing Director,  
Andhra Pradesh State Warehousing Corporation  
Plot No. 323, Prashashan Nagar,  
Road No. 72, Jubilee Hills,  
Hyderabad -500033  
Telangana  
(email id: [sukumar.chalam@ap.gov.in](mailto:sukumar.chalam@ap.gov.in); [ar.sukumar84@nic.in](mailto:ar.sukumar84@nic.in))

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**R.P.THAKUR, I.P.S.(Retd.)**Member, Commissionerate of Inquiries,  
General Administration Department.Room.No.267, 1st Floor,  
Building No.5, A.P.Secretariat,  
Velagapudi, Amaravathi - 522 238.  
Ph : 0863-2445822  
Email: comm-inqs-member@ap.gov.in

E-6057244/CSP/2022

D.O.Lr.No.86/COI-RPT/2021, Dated 27-6-2022.

Dear Sir,

Sub:-P.S. - G.A.(SC.D) Dept. - AIS - Disciplinary proceedings initiated against Sri A.R.Sukumar, I.A.S.(Retd.), formerly Vice-Chairman & Managing Director, APSWC, Vijayawada - Articles of Charges framed - Report of Inquiry - Forwarded - Reg.



Ref:-1.G.O.Rt.No.1933, G.A.(SC.D) Dept., dated 31-8-2018.  
2.G.O.Rt.No.1729, G.A.(SC.D) Dept., dated 20-10-2021.

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It is informed that I have been appointed as Inquiring Authority in place of Sri R.P.Sisodia, I.A.S., the then COI and Inquiring Authority, to inquire into the charges framed against Sri A.R.Sukumar, I.A.S.(Retd.), formerly Vice-Chairman & Managing Director, A.P.State Warehousing Corporation, Vijayawada vide G.O. 2<sup>nd</sup> cited. Sri Sarva Srinivasa Rao, Advocate is appointed as Presenting Officer to present the case before the Inquiring Authority on behalf of the Disciplinary Authority vide G.O. 1<sup>st</sup> cited. Accordingly, I have completed the inquiry into the charges framed against the said Charged Officer.

Sd/-

I am sending herewith the report of inquiry running into (19) pages along with the following enclosures.



- 1.Plea recording statements of the Charged Officers under sub-rule (8), (9) and (10) of Rule 8 of A.I.S.(D&A) Rules, 1969.
- 2.Depositions of PW-1 & PW-2.
- 3.Statement of the Charged Officers under sub-rule (17) & (18) of Rule 8 of A.I.S. (D&A) Rules, 1969;
- 4.Written Arguments filed by the Presenting Officer;
- 5.Written Arguments filed by the Defense Counsel for Charged Officer;
- 6.Listed documents as annexed to the Articles of Charges framed against CO including Exhibits marked (Exhibits.P1 to P12) and
- 7.Case Diary.

3. The receipt of the report of inquiry along with its enclosures may kindly be acknowledged.

With regards,

Yours sincerely,

(R.P.THAKUR)

Dr.Sameer Sharma, I.A.S.,  
Chief Secretary to Government,  
General Administration (SC.D) Dept.,  
1st floor, 1<sup>st</sup> Block, A.P. Secretariat,  
Velagapudi, Guntur Dist.(w.e.).

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**Report of inquiry into the charges framed against Sri A.R.Sukumar, I.A.S.(Retd.), formerly Vice-Chairman & Managing Director, A.P.State Warehousing Corporation, Vijayawada, N.T.R.Dist.**

The Government in General Administration (SC.D) Department, vide G.O.Rt.No.1729, dated 20-10-2021 under sub-rule (2) of Rule 8 of the All India Services (Discipline & Appeal) Rules, 1969 have appointed Sri R.P.Thakur, I.P.S.(Retd.), Member, Commissionerate of Inquiries, General Administration Department as Inquiring Authority in place of Sri R.P.Sisodia, I.A.S., the then Commissioner of Inquiries and Inquiring Authority, to inquire into the charges framed against Sri A.R.Sukumar, I.A.S.(Retd.), formerly Vice-Chairman & Managing Director, A.P.State Warehousing Corporation, Vijayawada, N.T.R.Dist. The Government have also appointed Sri Sarva Srinivasa Rao, Advocate as Presenting Officer to present the case before the Inquiring Authority on behalf of the Disciplinary Authority in terms of clause (c) sub-rule (6) of Rule 8 of the All India Services (Discipline & Appeal) Rules, 1969 read with clause (c) of sub-rule 6 thereof vide G.O.Rt.No.1933, General Administration (SC.D) Department, dated 31-8-2018 along with earlier Inquiring Authority.

Accordingly, the plea of the Charged Officer was recorded on 3-6-2019 under sub-rule (8), (9) and (10) of Rule 8 of the All India Services (Discipline & Appeal) Rules, 1969 before the Inquiring Authority wherein the CO has denied the charges framed against him. The Charged Officer has engaged the services of Sri Ch.Venkateswarlu, Advocate as his Defense Counsel to defend his case before the Inquiring Authority through Vakalat, dt.3-6-2019 filed before the Inquiring Authority. (None was listed as witness by the Disciplinary Authority in Annexure-IV, enclosed to the Articles of Charges framed against the CO). But during the course of inquiry, the Presenting Officer has proposed certain officials; connected to the charges framed against the CO for their examination to justify the documents and reports relied by the Disciplinary Authority. Accordingly, (2) PWs were examined and their depositions were recorded. During their examination Exhibits P1 to P12 were marked from prosecution side and CO did not produce any document from defense side. On completion of examination of PWs, the CO was examined under sub-rule (17) and (18) of Rule 8 of the All India Services (Discipline & Appeal) Rules, 1969 wherein none of the witnesses are proposed by the CO on his behalf despite ample opportunity was given. Thereafter, on request of Inquiring Authority, the Presenting Officer has filed his written arguments in respect of the charges framed against the charged officer before the Inquiring Authority on 11-5-2022 and a copy of the same was given to the charged officer with a request to file his written arguments, if any. Subsequently, the charged officer has filed his written arguments on 15-6-2022. Later, the report of inquiry has been prepared as hereunder under sub-rule 24(i) of Rule 8 of AIS (D&A) Rules, 1969.

The report of inquiry mainly consists of 4 parts:

1. Case of the Disciplinary Authority.

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2. Case of the Charged Officer.
3. Analysis and Assessment and
4. Findings.

The case of the Disciplinary Authority consists of (1) Articles of Charges framed against the charged officer by the Disciplinary Authority (2) Written Arguments of the Presenting Officer filed before the Inquiring Authority. The case of the charged officer is confined to Written Arguments filed by the charged officer before the Inquiring Authority on receipt of copy of written arguments of the Presenting Officer.

**(A) Case of the Disciplinary Authority:**

**1. Articles of Charge framed against Sri A.R.Sukumar, I.A.S.(Retd.), formerly Vice-Chairman & Managing Director, A.P.State Warehousing Corporation, Vijayawada, N.T.R.Dist. vide G.O.Rt.No.1326, General Administration (SC.D) Department, dated 18-6-2018.**

Sri A.R.Sukumar, I.A.S.(Retd.), while working as Vice-Chairman & Managing Director, Andhra Pradesh State Warehousing Corporation during the period from 10.02.2014 to 21.04.2017 F.N. has committed grave irregularities by not following the Principle of Financial Propriety as indicated below:

**Article of Charge-I:** That the Member of Service while working as Vice-Chairman & Managing Director, Andhra Pradesh State Warehousing Corporation, has taken a sum of Rs.80,15,717/- under various Heads as advances and utilized the Corporation funds for his pecuniary benefits and personal gains.

**Article of Charge-II:** That the Member of Service while working as Vice-Chairman & Managing Director, Andhra Pradesh State Warehousing Corporation, has availed credit card facility for private purposes as against the rules of Financial Propriety during the period from 31.10.2016 to 03.04.2017.

Thus, Sri A.R.Sukumar, IAS, by his above mentioned acts exhibited lack of integrity, devotion to duty and conduct of unbecoming of Member of Service and thereby contravened Rule 3 (1) and (2) of the All India Services (Conduct) Rules 1968.

**Statements of Imputations of Misconduct and Misbehaviour in support of the Articles of Charges framed against Sri A.R.Sukumar, I.A.S.(Retd.), formerly Vice-Chairman & Managing Director, A.P.State Warehousing Corporation, Vijayawada, N.T.R.Dist.**

Sri A.R.Sukumar, I.A.S.(Retd.), formerly Vice Chairman & Managing Director, Andhra Pradesh State Warehousing Corporation was permitted to visit Japan and China vide G.O.Rt.No.445, dated 23.02.2017. The Andhra Pradesh State Warehousing Corporation has already made payment of Rs.14,99,824/- to an Agency to arrange Foreign Currency during stay of 4 team members. In addition to that a sum of Rs.18,00,062/- was also arranged to Managing Director for meeting the expenditure which prima-face indicates double advance. During the foreign



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visit, the MoS availed credit card facility for private purposes as against the rules of Financial Propriety. The Member of Service has taken a sum of Rs.80,15,717/- under various Heads as advances during his foreign visit. On return and completion of foreign tour by 03.03.2017, the detailed bills towards foreign visit were not submitted by the Member of Service, thus resulted in non-adjustment of advance.

When conducted A.G. audit on the accounts of the Andhra Pradesh State Warehousing Corporation for the year 2015-17, audit party pointed out at Para 1(B) of the inspection report that an amount of Rs.80,15,717/- is pending recovery under various Heads drawn as Advances from Sri A.R.Sukurnar, I.A.S.(Retd.), former Managing Director, Andhra Pradesh State Warehousing Corporation.

During the audit, it was observed on the above item as follows:

**As per Rule 21 of General Financial Rules, 2005:**

- i. Every Officer is expected to exercise the same vigilance in respect of expenditure incurred from Public Money as a person of ordinary prudence would exercise in respect of his Own Money.
- ii. No Authority should exercise its powers of sanctioning expenditure to pass an order which will directly or indirectly to its own advantage.
- iii. The amount of allowances granted to meet expenditure of particular type should be so regulated that the allowances are not on the whole, a source of profit to the recipients.
- iv. When advance is taken the claim should be submitted within one month from the date of return of journey/purpose after meeting the expenditure. If not, outstanding advance shall be recovered in one lump sum and the claim will be treated as no advance is sanctioned. Further, the penal interest, on entire advance from the date of drawl to the date of recovery will be charged.
- v. When the claim submitted within stipulated time but unutilized portion of advance was not refunded, interest is chargeable on the amount from the date of drawl to the date of recovery.
- vi. Making payments to Banks in the form of advances for availing Credit card facility for private purposes is against the rules of financial propriety which may tantamount to temporary misappropriation of funds of the Corporation.

Thus, Sri A.R.Sukumar, I.A.S., has not followed the instructions issued in G.O.Ms.No.124, dt.31.08.2000 read with memo No.528/04/TA/2012, dt.09.02.2012, while making advance payments for foreign travel and also violated Rule 21 of General Financial Rules, 2005, by utilizing the Corporation funds for his pecuniary benefits and personal gains as the amounts drawn were credited to his personal Bank Account No.110310100013278 and also taken the amount through credit card for private purpose is against the rules of Financial Property which may also tantamount to temporary misappropriation of Corporation funds. The Member of Service has taken a sum of Rs.80,15,717/- under various Heads as advance and the amounts are pending recovery till to date and liable to pay penal interest on the entire advance amount of Rs.80,15,717/- from the date of drawl to date of recovery.

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Being a Member of Service and holding a post of Head of the Office to A.P. State Warehousing Corporation, Sri A.R.Sukumar, I.A.S., ought to maintain integrity in the Corporation. If anyone committed irregularity, he should have taken action as per the prescribed rules and regulations against the delinquent. Being an I.A.S. Officer, holding a responsible post, by doing such activities, he lowered the prestige of Corporation in the eyes of the Public. Hence the Articles of charges.

**Depositions:**

The following (2) proposed witnesses were examined as PW-1 and PW-2:

1. Sri G.Sreenivasulu, formerly Asst. Secretary to Govt./DDO, Public Enterprises Dept., A.P Secretariat, Velagapudi.
2. Sri Y.Pattabhi Ramaiah, General Manager, Vijayawada.

**Deposition of PW-1:**

Statement of Sri G.Sreenivasulu, Occ: formerly Asst. Secretary to Govt./DDO, Public Enterprises Dept., A.P Secretariat, Velagapudi.

**Examination-in-Chief:** Received U.O.Note, dated 07.02.2018, wherein it is directed to Public Enterprises Dept. to recover the outstanding advances of Rs.80,15,717/- pending against Sri A.R.Sukumar, I.A.S., Principal Secretary to Govt., Public Enterprises Dept., along with 9% penal interest from the salary and pensionary benefits of member of service and remit the same to A.P.State Warehousing Corporation, Vijayawada as the MOS has taken an amount of Rs.80,15,717/- as advance while working as VC&MD, A.P.State Warehousing Corporation. In spite of several reminders, the Member of Service has not settled the advance taken by him and requested the Govt. to take necessary action.

The U.O.Note No.109/SC.D/A2/2017, dt.07.02.2018 is marked as **Ex.P1**.

However, we want some time for submitting detailed note from the available Office Records.

**Further Chief Examination:** On 07.12.2021, while I was deposing I promised that I will produce statement of recovery particulars after going through the records.

Today, I am producing the statement of recovery as per the GAD vide U.O.Note.No.109/SC.D/A2/2017, dt.17.04.2018. As per our recovery statement from April, 2018 to August, 2018, total amount recovered by P.E Dept. is Rs.5,69,476/- (Fiver Lakhs Sixty Nine Thousand Four Hundred and Seventy Six Rupees only). The statement is marked as (**Ex.P2**) after serving the copy of the said statement to the MOS.

**Cross Examination by the Defense Counsel for CO:** It is true that I am not aware of the purpose of advance given to MOS and terms and conditions of the advance given. It is also true to say that I do not know any subsequent correspondence between the MOS and Warehousing Corporation.

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**Deposition of PW-2:**

Statement of Sri Y.Pattabhi Ramaiah, Age: 56 years, Occ: General Manager, Vijayawada.

**Examination-in-Chief:**

1. In the year 2017 our office received CAP-7/AG(Audit)/A[SWC/VJA/2015-17/A,E,No.16, dt.31.08.2017 regarding pending recovery of huge advances in respect of Managing Director Rs.80,15,717/- from Sr.Audit Officer, AG office. The same is marked as **Ex.P3**.
2. Our office received Para 1 (B) of the inspection report communicated in letter No.PAG (Audit), AP/ES-PSU/D1/APSWC/2017-17/59, dt.27.10.2017 of the Sr.Audit Officer, O/o.Accountant General. The same is marked as **Ex.P4**
3. Our office received Para 1 (C) of the inspection report communicated in Letter No.PAG (Audit), AP/ES-PSU/D1/APSWC/2017-18/59, dt.27.10.2017 of the Sr. Audit Officer, O/o.Accountant General. The same is marked as **Ex.P5**.
4. Our office received Rule 21 of General Financial Rules, 2005, O/o.PAG. The same is marked as **Ex.P6**.
5. Our office received instructions issued in G.O.Ms.No.124, Finance and Planning Dept., dt.31.08.2000 from A.G.office read with circular memo No.528/04/TA/2012, dt.09.02.2012. The same is marked as **Ex.P7**.
6. Our office prepared Advance-Wise, item-wise debit vouchers requisition letters and letter addressed to the bank requesting transfer the amount from the Corporation Current Account No.52190010149 to the account of Sri A.R.Sukumar, I.A.S. bearing Account No.110310100013278 (259 pages/ odd numbers). The same is marked as **Ex.P8**.
7. Our officer issued Lr.No.ASPWC/MDS peshi/2017, dt.31.05.2017 of MD, APSWC addressed to Sri A.R.Sukumar, I.A.S., Principal Secretary to Govt., Public Enterprises Dept., A.P.Secretariat. The same is marked as **Ex.P9**.
8. Our office issued Lr.No.ASPWC/MDs Peshi/2017, dt.02.08.2017 of the MD, APSWC addressed to Public Enterprises Dept., A.P.Secretariat. The same is marked as **Ex.P10**.
9. U.O.Note No.109/SC.D/A2/2017, dt.07.02.2018 of the CS to Govt., A.P. Secretariat, addressed to the DDO, PE Dept., A.P.Secretariat. The same was already marked as Ex.P1
- 10.G.O.Rt.No.445, dt.23.02.2017 in which permission was given to visit Japan and China. The same is marked as **Ex.P11**.
- 11.Letter, dt.23.05.2017 from Sri A.R.Sukumar, I.A.S. to Sri K.V.Ramana, MD, APSWC requesting three weeks time for submission of UCs to be obtained from Deputy Executive Engineer, Vijayawada, Chairperson, APSWC and Director, APSWC, who were also part of the tour to Japan and China. The same is marked as **Ex.P12**.

P.O. asked for clarification with regard to misuse of funds drawn from Corporation fund.

After verification of the records available in our office and after going through the above exhibits, it is revealed that the CO has taken a sum of Rs.80,15,717/- under various heads as advances and utilized the Corporation funds for his

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pecuniary benefits and personal gains and also he has availed credit card facility for private purposes as against the rules of Financial Property during the period from 31.10.2016 to 03.04.2017.

**Cross Examination by the Defense Counsel for CO:**

Q.1.What was your designation during the period from 10.02.2014 to 21.04.2017 when the member of service worked as VC&MD of A.P.State Warehousing Corporation?

Ans: Warehouse Manager, Grade -I, Finance Section.

Q.2. Ex.P3 was received by whom and when?

Ans: It was received in the office of A.P.State Warehousing Corporation on 31.08.2017.

Q.3.Prior to receipt of Ex.P3, is there any documentary proof by way of proceedings/office note by the competent authority for providing advance Rs.80,15,715/- to MOS?

Ans: For all the advances and all the documentary evidences already put before the Hon'ble Commissioner.

Q.4.Do you aware of the purpose of advance, is it a loan for MOS only or for the entire team members?

Ans: MOS only

Q.5.Who were the team members and what was their designation at the time of tour including foreign tour?

Ans: Already in the documents. 1.Sri L.V.S.R.K. Prasad, Hon'ble Chairman. 2. Sri V.Surendra, Dy.Executive Engineer, 3.Sri A.R.Sukumar, I.A.S., VC&MD and NTR Chowdary, Director.

Q.6.Do you aware of the official correspondence between your office and MOS including other team members prior to the receipt of Ex.P3?

Ans: Yes. I know the correspondence in between our office and MOS.

Q.7.I will put it to you that Ex.P3 to Ex.P7 relates to only the correspondence between Accountant General Office and A.P.State Warehousing Corporation?

Ans: Yes.

Q.8.A) On whose instructions you have verified the records Ex.P3 to Ex.P12?

B) Have you taken permission from the HOD to verify the records Ex.P3 to Ex.P12?

Ans: Yes.

Q.9.I will put it to you that Ex.P3 to Ex.P12 were not disclosed any proof of administrative sanction for providing advance Rs.80,15,717/- to MOS and all the accusations were made simply on the remarks of the audit paras, which were not at all a conclusive proof of evidence to come to a logical and reasonable finding on the accusation of MOS?

Ans: Some of the advances were credited directly to the Account of the CO. CO didn't submit the bill for the advance taken, the same was pointed out by Audit party. Subsequently, many correspondence made between CO and HOD.

Q.10 What does it mean sundry advances?

Ans: It is prior advance to meet the official expenditure. After tour or any other exigencies is completed the concerned relevant vouchers should be submitted and the advance is settled and it will go to the Head of Account.

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Q.11. Can you say the names with their designations, who held discussions while conducting Audit, after receipt of the Audit para before finalizing the remarks of the audit para and what is the outcome of the discussion?

Ans: Sri B.Sambasiva Rao, General Manager, (F&A) and Sri M.Nagaraju, Sr.Asst., accompanied the audit party and discussed with audit party also discussed with all the Head of Sections. Audit party also informs HOD finalization of the audit report.

**Written Arguments of Presenting Officer in respect of Articles of Charges framed against Sri A.R.Sukumar, I.A.S.(Retd.), formerly Vice-Chairman & Managing Director, A.P.State Warehousing Corporation, Vijayawada, N.T.D. Dist.:**

It is submitted that:

In all two (2) charges have been framed against the Member of Service (MOS).

**Charge-1:** That the Member of Service while working as Vice Chairman & Managing Director, Andhra Pradesh State Warehousing Corporation, has taken a sum of ₹ 80,15,717/- under various Heads as advances and utilized the Corporation funds for his pecuniary benefits and personal gains.

**Charge—2:** That the Member of Service while working as Vice Chairman & Managing Director, Andhra Pradesh State Waft-housing Corporation, has availed credit card facility for private purposes as against the rules of Financial Propriety during the period from 31.10.2016 to 03.04.2017.

To prove the charges, on behalf of the Disciplinary Authority, examined PWs. 1 & 2 and marked Exs.P1 to P12.

In his written statement of defence, dated 9.7.2018, the MOS contended that:

Credit card was only used for official legitimate purposes and not for personal gains. For his personal purpose, he had separate credit card. In foreign country, official credit card was never used. Since he had to go through voluminous documents (259 pages Item No.6), he may be provided 60 days time to defend his case properly.

Further, the MOS requested 60 days time on 9.7.2018 for filing his detailed explanation. But the MOS failed to do so and the Disciplinary Authority not received such explanation from the MOS.

The contentions of MOS are not acceptable as:

In the statement of imputations i.e., Annexure-II, the Disciplinary Authority categorically mentioned about the MOS's misconduct or misbehaviour in support of Articles of Charges with reference to Exhibits, i.e.:

MOS was permitted to visit Japan and China vide G.O.Rt.No.445, dated 23.02.2017 (Ex.P11).

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The Andhra Pradesh State Warehousing Corporation has already made payment of ₹14,99,824/- to an agency to arrange Foreign Currency during stay of 4 team members. In addition to that, a sum of ₹ 18,00,082/- was also arranged to Managing Director for meeting the expenditure, which prima-face indicates double advance. During the foreign visit, the MOS availed credit card facility for private purposes as against the rules of Financial Propriety.

The MOS has taken a sum of ₹ 80,15,717/- under various Heads as advances during his foreign visit. On return and completion of foreign tour by 03.03.2017, the detailed bills towards foreign tour were not submitted by the MOS, thus resulted in non-adjustment of advance.

When conducted A.G audit on the accounts of the Andhra Pradesh State Warehousing Corporation for The year 2015-17, audit party pointed out at Para 1 (B) (Ex.P.4) of the inspection report that an amount of ₹ 80,15,717/- is pending recovery under various Heads drawn as Advances from the MOS.

During the audit, it was observed on the above item as follows:

As per Rule 21 of General Financial Rules, 2005 (Ex.P6):

(i) Every Officer is expected to exercise the same vigilance in respect of expenditure Incurred from Public Money as a person of ordinary prudence would exercise in respect of his Own Money.

(ii) No Authority should exercise its powers of sanctioning expenditure to pass an order which will directly or indirectly to its own advantage.

(iii) The amount of allowances granted to meet expenditure of particular type should be so regulated that the allowances are not on the whole, a source of profit to the recipients.

(iv) When advance is taken the claim should be submitted within one month from the date of return of journey/purpose after meeting the expenditure. If not, outstanding advance shall be recovered in one lump sum and the claim will be treated as no advance is sanctioned. Further the penal interest, on entire advance from the date of drawl to the date of recovery will be charged.

(v) When the claim submitted within stipulated time but unutilized portion of advance was not refunded, Interest is chargeable on the amount from the date of drawl to the date of recovery.

(vi) Making payments to Banks In the form of advances for availing Credit card facility for private purposes is against the rules of financial propriety which may tantamount to temporary misappropriation of funds of the Corporation.

The MOS has taken a sum of ₹ 80,15,717/- under various Heads as advance and the amounts are pending recovery till to date and liable to pay penal interest

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on the entire advance amount of ₹ 80,15,717/- from the date of drawl to date of recovery.

Corroborating imputations during inquiry PWs.1 & 2 clearly stated that:

PW.1 stated that they received Ex.P1, wherein their Dept. was to recover the outstanding advances of ₹ 80,15,717/- pending against MOS along with 9% penal interest from the salary and pensionary benefits and remit the same to A.P. State Warehousing Corporation, Vijayawada as the MOS has taken an amount of ₹ 80,15,717/- as advance while working as VC&MD, A.P.State Warehousing Corporation. In spite of several reminders, the MOS has not settled the advance taken by him and requested the Govt. to take necessary action.

The U.O.Note No.109/SC.D/A2/2017, dt. 07.02.2018 was marked as Ex.P1.

PW.1 further stated that as per their recovery statement from April, 2018 to August, 2018, total amount recovered by P.E Dept., is ₹ 5,69,476/- (Five Lakhs Sixty Nine Thousand Four Hundred and Seventy Six Rupees only). The statement was marked as Ex.P2 and served the copy of the said statement to the MOS.

PW.2 stated that:

12.In the year 2017 their office received CAP-7/AG(Audit)/A[SWC/VJA/2015-17/A.E.No.16, dt.31.08.2017 regarding pending recovery of huge advances In respect of Managing Director ₹ 80,15,717/- from Sr.Audit Officer, A.G. office. The same is marked as Ex.P3.

In Ex.P3 it is clearly mentioned that at end of May, 2017, a sum of ₹ 80,15,717/- is pending recovery under various heads of advances in respect of earlier Managing Director of A.P.State Warehousing Corporation. The details of pending advances are mentioned in the table of Ex.P3.

In Ex.P3 they also made observations which are one and the same mentioned in Ex.P6.

Further, the Ex.P3 contains the enclosures of the details of outstanding advances of MOS as per records verified as on 31.05.2017.

13.Their office received Para 1(B) of inspection report communicated in letter No.PAG (Audit), AP/ES-PSU/D1/APSWC/2017-18/59, dt.27.10.2017 of Sr.Audit Officer, O/o.Accountant General. The same was marked as Ex.P4

Ex.P4 contains the same contents of Ex.P3.

14.Their office received Para 1(C) of inspection report communicated in Lr.No.PAG (Audit), AP/ES-PSU/D1/APSWC/2017-18/59, dt.27.10.2017 of Sr.Audit Officer, O/o.Accountant General. The same was marked as Ex.P5 wherein they clearly mentioned their audit objections.



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15.Their office received Rule 21 of General Financial Rules 2005, O/o.PAG.

The same was marked as Ex.P6.

The Rule 21 of Ex.P6 is already discussed in Ex.P3.

16.Their office received Instructions issued in G.O.Ms.No.124, Finance and Planning Dept., dt.31.08.2000 from A.G. office read with Circular Memo No.528/04/TA/2012, dt. 09.02.2012. The same was marked as Ex.P7.

Both documents of Ex.P7 are self explanatory.

17.Their office prepared advance-wise, item-wise-debit vouchers, requisition letters and letter addressed to the bank requesting transfer the amount from the Corporation Current Account No.52190010149 to the account of Sri A.R.Sukumar, I.A.S., bearing Account No.110310100013278 (259 pages/ odd numbers). The same was marked as Ex.P8.

Ex.P8 contains the self explanatory documents.

18.Their office issued Lr.No.ASPWC/MDS peshi/2017, dt.31.05.2017 of MD, APSWC, addressed to Sri A.R.Sukumar, I.A.S., Principal Secretary to Govt., Public Enterprises Dept., A.P.Secretariat. The same was marked as Ex.P9.

In Ex.P9 A.P.S.W.C. clearly requested the MOS:

Sir,

Sub: APSWC—Clearance of Outstanding Advances - Reg.

Ref: 1) Our Lr.No.SWCA4D's/Peshi/2017, dt.15.05.2017.  
2) Your Lr No. Nil, dated 23.05.2017 (Ex.P12)

"In the reference 2nd cited, you have requested for three more weeks time for settlement of tour bills relating to Japan & Chaina. You are therefore requested

i) to clear the outstanding advances other than Japan & Chaina Bills on your name during your tenure as VC & MD, APSWC within a week.

and

ii) to clear tour bills relating to Japan & Chains within three weeks from 23.05.2017 as requested by you"

From Ex.P9, it is clearly revealed that the MOS himself admitted the Articles of Charges.

19.Their office issued Lr.No.ASPWC/MDs Peshi/2017, dt.02.08.2017 of MD, APSWC addressed to Public Enterprises Dept., A.P.Secretariat. The same was marked as Ex.P10

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From Ex.P10, it is clearly revealed that the MOS himself admitted the Articles of Charges.

"Sir,

Sub: APSWC - Clearance of Outstanding Advances - Reg.

- Ref 1) This Office Lir No. SWC/N4Ds Pesbi/2017, dated 15.05.2017,  
 2) Your Lr. No. NIL, dated 23.05.2017 (Ex.P.12)  
 3). This Office letter No.SWC/MD's Peshi/2017, dt.31.05.2017.

...

(1) I invite your immediate personal attention to the subject and references cited.

(2) Vide this office letter reference 1<sup>st</sup> cited, it was informed that an amount of ₹ 80,15,717/- (Rupees Eighty Iakhs fifteen thousand seven hundred and seventeen only) is outstanding as advances on your name during your tenure as VC and MD, APSWC and you are requested to clear the same within a week.

(3) Vide reference 2nd cited, you have requested for 3 (three) weeks' time as some of UCs has to be obtained from the Dy.EE, Vijayawada, Chairperson, APSWC, Director, APSWC, who are part of the tour to Japan and China.

(4) In reply to your letter vide reference 3rd cited, you are requested

(i) to clear the outstanding advances other than Japan & Chains Bills on your name during his tenure as VC & MD, APSWC within a week and

(ii) to clear tour bills relating to Japan & China within three weeks from 23.05.2017 as requested by you.

(5) But so far you have not settled the outstanding advance amount nor informed any reasons thereof. Since, more than reasonable time has elapsed, you are therefore once again requested to settle the outstanding advances amount of ₹ 80,15,717/- without further delay of time."

From Ex.P10, it is revealed that after lapse of

After lapse of 8 months from the date of his self admission of alleged outstanding advances of ₹ 80,15,717/- (Rupees eighty lakhs fifteen thousand seven hundred and seventeen only) MOS has not honoured his self admission about the alleged outstanding advances.

20.U.O.Note No.109/SC.D/A2/2017, dt.07.02.2018 of CS to Govt., A.P. Secretariat, addressed to the DDO, PE Dept., A.P.Secretariat. The same was already marked as Ex.P1.

"Sub:- AIS - Allegations against Sri A.R. Sukumar, I.A.S., for non-clearance of outstanding advances, while working as VC & MD, APSWSC to a tune of ₹ 80,15,717/- - Recovery of the amount — Instruction Issued - Regarding.

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- Ref:-1.From the V C. & M.D., A.P. State Warehousing Corporation, Vijayawada, letter No.APSWC/P&A/188/2017, dated 07.07.2017  
 2. From Sri A.R. Sukumar, IAS letter, dated 23.05.2017 addressed to M.D., State Warehousing Corporation (Ex.P.12)  
 3.From the V.C.&M.D., A.P. State Warehousing Corporation, Vijayawada letter No.APSWC/P&A/188/2017, dated 15.05.2017 addressed to Sri A.R. Sukumar,  
 4.Govt., Memo No.109/SC.D1A212017, G.A (SC.D) Dept., dated 02.11.2017 & 09.01.2018

The attention of the Public Enterprises Department is invited to the references cited and they are informed that the Agriculture & Cooperation Department has reported that the Managing Director, A.P.State Warehousing Corporation, Vijayawada has informed that Sri A.R.Sukumar, I.A.S., Principal Secretary to Government, Public Enterprise Department has taken an amount of ₹ 80,15,717/-(Rupees Eighty Lakhs Fifteen Thousand Seven Hundred and Seventeen only) as advance while working as V.C. & M.D., A.P.State Warehousing Corporation. In spite of several reminders, the Member of Service has not settled the advance taken by him and requested the Government to take necessary action.

On the above proposal, the Member of Service has been requested twice vide reference 4th cited to clear the outstanding advances of ₹ 80,15,717/- (Rupees eighty lakhs fifteen thousand seven hundred and seventeen only). But, the Member of Service has not submitted any communication/proof about the clearance of the outstanding advance of said amount.

In view of the above, Government, after careful examination of the matter have decided to recover the outstanding advances of ₹ 80,15,717/- (Rupees eighty lakhs fifteen thousand seven hundred and seventeen only) pending against Sri A.R.Sukumar, I.A.S., Principal Secretary to Government, Public Enterprise Department along with 9% penal interest from the salary and pensionary benefits of Member of Service.

Therefore, the Drawing and Disbursing Officer, Public Enterprises Department is directed to recover the outstanding advances of ₹ 80,15,717/- (Rupees eighty lakhs fifteen thousand seven hundred and seventeen only) pending against Sri A.R.Sukumar, I.A.S., Principal Secretary to Government, Public Enterprises Department, along with 9% penal interest from the salary and pensionary benefits of Member of Service and remit the same to A.P State Warehousing Corporation, Vijayawada."

From Ex.P1, it is revealed that the after lapse of 9 months from the date of his self admission of alleged outstanding advances of ₹ 80,15,717/- (Rupees eighty lakhs fifteen thousand seven hundred and seventeen only) he has not honoured his self admission about the alleged outstanding advances.

21.G.O.Rt.No.445, dt.23.02.2017 in which permission was given to visit Japan and China. The same was marked as Ex.P11.

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Ex.P11 is a self explanatory document.

22.Letter, dt.23.05.2017 from Sri A.R.Sukumar, I.A.S. to Sri K.V.Ramana, MD, APSWC, requesting three weeks time for submission of UCs have to be obtained from Deputy Executive Engineer, Vijayawada, Chairperson, APSWC and Director, APSWC who were also part of the tour to Japan and China. The same is marked as Ex.P12.

Ex.P12, which is the MOS self admission about the clearance of outstanding advances by him which is not honoured by him even today.

Further, PW.2 clarified that after verification of the records available in their office and after going through the above exhibits, it is revealed that the MOS has taken a sum of ₹ 80,15,717/- under various Heads as advances and utilized the Corporation funds for his pecuniary benefits and personal gains and also he availed credit card facility for private purposes as against the rules of Financial Property during the period from 31.10.2016 to 03.04.2017.

Hence, the contentions of MOS are not valid as they are vague, baseless and irrelevant to the charges.

It is therefore, submitted that basing on the above facts and Exhibits, it is clearly established that the Articles of Charges levelled against MOS are sustained.

## **II.Case of the Charged Officer:**

**Written Arguments submitted to the Inquiring Authority by Sri A. R. Sukumar, IAS, (Retd.), formerly Vice-Chairman & Managing Director, A.P.State Warehousing Corporation, Vijayawada, N.T.R.Dist., CO:**

It is respectfully submitting that an Article of Charge was framed against the charged officer in Annexure-I vide G.O.Rt.No.891, General Administration (SC.D) Dept., dated 23.04.2019 of Government of A.P. On receipt of the said charge, the charged officer submitted written statement of defence basing on the gist of Article of Charge, in order to avoid delay in the inquiry. Unfortunately, without perusing the contents of the written statement of defence, ordered for an Inquiry before this Hon'ble Commission.

Before presenting the written arguments, it is necessary to peruse the Article of Charge framed against the Member of Service (MOS) which was as follows:

**Article of the Charge-I:** That the Member of Service while working as Vice Chairman & Managing Director, Andhra Pradesh State Warehousing Corporation, has taken a sum of Rs.80,15,717/- under various Heads as advances and utilized the Corporation funds for his pecuniary benefits and personal gains.

**Article of the Charge-II:** That the Member of Service while working as Vice Chairman & Managing Director, Andhra Pradesh State Warehousing Corporation,

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has availed credit card facility for private purpose as against the rules of Financial Property during the period from 31.10.2016 to 03.04.2017.

Thus, Sir A.R.Sukumar, I.A.S., by his above-mentioned acts exhibited lack of integrity, devotion to duty and conduct unbecoming of a Member of Service and thereby contravened Rule 3 (1) & (2) of All India Services (Conduct) Rules, 1968."

In support of the Article of charge, the disciplinary authority did not propose and mentioned any witnesses in Annexure-IV of the Charge. But on the proposal of the Presenting Officer two witnesses were examined as PW-1 & PW-2.

Now the issue before the Hon'ble Commission is, whether the witnesses examined during the inquiry (PW-1 & PW-2) were speak anything in support of the Charge or to prove the contents in the AOC, related to the Member of Service (MOS). The gist of the depositions in chief examination and admissions made during the cross examination by PW-1 & PW-2 are herewith mentioned along with the assessment and analysis of evidence of PWs-1 & 2 for better appreciation of the case.

**PW-1-Sri G.Sreenivasulu, formerly Asst.Secretary/DDO, Public Enterprise Dept., A.P. Secretariat, Velagapudi:**

During the Examination-in-Chief, PW-1 simply stated that he received the U.O.Note about the outstanding advances pending against the Member of Service (MOS) and recovery of some portion of the outstanding balance only.

PW-1 did not depose anything regarding the proof of advance provided to the Member of Service (MOS) and use of credit card for his personal use, which was the core portion of the charge

During the cross examination, he categorically admitted that

"It is true that I am not aware of the purpose of advance given to MOS and terms and conditions of the advance given. It is also true to say that I do not know any subsequent correspondence between the MOS and Warehousing Corporation"

By careful analysis of the evidence adduced in examination-in-chief and categorical admissions made during the cross examination, it does not disclose any proof of evidence for providing advance and misutilization of credit card, which were the crux of issues in this case.

Hence, the evidence adduced by PW-1 is not at all sustainable to prove the contents of the charge against the Member of Service (MOS).

**PW-2-Sri Y.Pattabi Ramaiah, General Manager, Vijayawada:**

During the examination-in-chief, he simply reiterated the list of documents mentioned in the charge in Annexure-III without deposing any clinching evidence to prove the core contents of the charge. The Ex.P3 to P12 were already there in the

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list of documents furnished to the Hon'ble Commission of Inquiries. But, the crux of issue is whether the PW-2 adduced any evidence to prove the contents in Exs.P3 to P12. On careful perusal of the evidence, PW-2 did not specifically mentioned any personal knowledge over the contents in Exs.P3 to P12. He simply shown the documents, which were already enclosed in Annexure-III of the charge, which was not required issue before the Commission. The list of documents was already there in Annexure-III, but the purpose of inquiry is to prove the contents in the list of documents, subject to the cross examination of the Member of Service (MOS). But, PW-2 completely failed to adduce such evidence during the inquiry.

Apart from that, during the cross examination, PW-2 completely evaded to answer the questions put by the Member of Service (MOS). He did not give any direct answer to any question put by the Member of Service (MOS). His evasive answers itself is a conclusive proof that he doesn't have any knowledge over the core portion of the charge i.e., providing of advance to Member of Service (MOS) and misutilisation of the credit card.

Hence, the evidence adduced by PW-2 is also not at all sustainable to prove the core contents of the charge against the Member of Service (MOS).

**Rebuttal for the Arguments of Presenting Officer:**

With regard to the issues raised by the Presenting Officer in written arguments, the PO simply reiterated the depositions of PW-1 & PW-2 and Exhibits marked, without eliciting any conclusive proof of providing advance Rs.80,15,717/- and misutilization of credit card for his personal use. The PO is supposed to analyse and assess the quantum and quality of evidence of PW-1 & PW-2, how it is relevant to prove the charge against the Member of Service. But PO simply reproduced the depositions and exhibits marked without evaluating the evidence of PWs-1 & 2 against the Member of Service.

Hence, there is no valid material in the arguments of PO to prove the core contents of the charge against the member of service.

Now the crux of issue before Hon'ble Commission is whether the evidence adduced by PWs-1 & 2 is sufficient to give a logical and reasonable finding on the charge against the Member of Service.

In this regard, it is submitted that PW-2 simply marked Ex.P4 (Audit Report), which was there in the list of document No.2 in Annexure-III. It was only an Audit Para communicated to the M.D., A.P. State Ware Housing Corporation by the Senior Auditor. In the said report, no proof of providing advance to the Member of Service such as Administrative Sanction by the Competent Authority. Further, in the said para there were five types of advances, without categorical mention of the Competent Authority sanctioned those advances. Moreover, mere mentioning anything in the Audit Para, is not a conclusive proof to prove the contents of the

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charge against Member of Service. It should be corroborated with the Proof of Administrative Sanction by the Competent Authorities. It is pertinent to note that there is no IOTA of Documentary Proof that the Member of Service alone received the said amount of Advance.

It is a well settled principle of law of evidence under the theory preponderance of probability also; anything mentioned in the Audit Para is only secondary evidence but not primary evidence to prove the contents of the crux of the charge. There must be a primary documentary evidence of the concerned departmental heads to sanction the advances to Member of Service. No Departmental Heads/Competent Authority was examined before the Commission to prove the core content of the charge of providing advance.

So, there was no acceptable and undisputed documentary evidence that an amount of Rs.80,15,717/- was taken by the Member of Service as Advance and misutilized the credit card for his personal use.

The very purpose of conducting any statutory enquiry is, the documents furnished before the Commission and the Exhibits marked were proved by any competent witness subject to cross examination. Otherwise, there is no need to conduct any laborious statutory inquiry; findings can be given simply based on the documents furnished for the Inquiry.

Regarding to devotion to duty and conduct of un becoming of a Government servant and thereby contravened Rule 3 of APCS (Conduct) Rules, 1964, it has been held that it implies due care on the part of the employee in the performance of the works assigned to him. The Hon'ble Supreme Court of India observed the Expression in the case of **Union of India Vs. J.Ahmed, AIR 1979 SC 1022** as it can safely be stated that an act or omission contrary to or in breach of prescribed rules of conduct would constitute misconduct for disciplinary proceedings. In this case there is no mention of act or omission contrary to rules on the part of charged officer. Allegation in the above charges do not specify any act or omission in derogation of or contrary to conduct rules save general Rule 3 prescribing devotion to duty.

Charges in this case as stated above that charged officer has exhibited lack of integrity, devotion to duty, conduct unbecoming of a Government servant are baseless and only mentioned in the charge as a routine manner without any substantive evidence.

In Departmental Inquiries also findings of the Inquiring Authority should not however be based on suspicions, conjectures and surmises. There must be a proof of acceptable documentary evidence subject to cross examination. In this case, no competent authority was examined before the Commission by giving an opportunity to the Member of Service. For any statutory inquiry, the basic requirement is to



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provide a reasonable opportunity at every stage of inquiry to defend the case of the Member of Service. But in this case no such opportunity was given to the Member of Service at any stage of inquiry. It is pertinent to note that the Member of Service did not allow even to produce his defence witnesses though it was mandatory under sub-rule 12 of Rule 20 of A.P.C.S. (CC&A) Rules, 1991.

Hence, the charges-1 & 2 against the Member of Service are not sustainable as there is no clinching evidence to prove the contents of the charge.

In the end the CO humbly prays that this Hon'ble Commission of Inquiries may be pleased to consider these written arguments with dispassionately and reject the charges totally by exonerating the charged officer fully and honourably.

Be pleased to consider.

**Analysis and Assessment:**

There is one Charged Officer figuring in this case, who is an I.A.S. officer and now retired. The following (2) charges were framed against him while he was working as Vice-Chairman & Managing Director, A.P.State Warehousing Corporation, Vijayawada against which the inquiry is ordered.

**Article of Charge-I:** That the Member of Service while working as Vice-Chairman & Managing Director, Andhra Pradesh State Warehousing Corporation, has taken a sum of Rs.80,15,717/- under various Heads as advances and utilized the Corporation funds for his pecuniary benefits and personal gains.

**Article of Charge-II:** That the Member of Service while working as Vice-Chairman & Managing Director, Andhra Pradesh State Warehousing Corporation, has availed credit card facility for private purposes as against the rules of Financial Propriety during the period from 31.10.2016 to 03.04.2017.

During the course of inquiry, (2) witnesses as proposed by PO, were examined and their depositions were recorded as PW-1 and PW-2. During their examination, Exhibits P1 to P12 were marked from prosecution side.

The MOS was permitted to visit Japan and China vide G.O.Rt.No.445, dated 23.02.2017 under Ex.P11. The Andhra Pradesh State Warehousing Corporation made payment of Rs.14,99,824/- to an Agency to arrange Foreign Currency during stay of 4 team members. In addition to that a sum of Rs.18,00,062/- was also arranged to Managing Director for meeting the expenditure which prima-face indicates double advance. During the foreign visit, the MoS availed credit card facility for private purposes as against the rules of Financial Propriety. In total the Member of Service has taken a sum of Rs.80,15,717/- under various Heads as advances during his foreign visit. On return and completion of foreign tour by 03.03.2017, the detailed bills towards foreign visit were not submitted by him, thus resulted in non-adjustment of advance.

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The irregularities on the part of MOS came into light when the audit conducted by the audit party, office of Accountant General, A.P., Hyderabad in A.P.State Warehousing Corporation for the year 2015-17. The audit party pointed out at Para 1(B) of inspection report that an amount of Rs.80,15,717/- is pending recovery under various Heads drawn as Advances from the MOS, who worked as Managing Director, Andhra Pradesh State Warehousing Corporation under Exs.P3 to P5.

During the examination, PW-1, who is the then Asst.Secretary to Govt. & DDO, Public Enterprises Dept., A.P.Secretariat has deposed that his office received U.O.Note, dated 07.02.2018 from G.A.(SC.D) Dept. under Ex.P1, wherein it is directed to to recover the outstanding advances of Rs.80,15,717/- pending against MOS, along with 9% penal interest from the salary and pensionary benefits of MOS and remit the same to A.P.State Warehousing Corporation, Vijayawada as the MOS has taken an amount of Rs.80,15,717/- as advance while working as VC&MD, A.P.State Warehousing Corporation. In spite of several reminders, the Member of Service has not settled the advance taken by him. He has produced recovery statement from April, 2018 to August, 2018 under Ex.P2, which discloses an amount of Rs.5,69,476/- was recovered by P.E Dept. from MOS.

PW-2, who is the General Manager, APSWC, Vijayawada, while marking the correspondence made in his office under Exs.P3 to P12, has deposed that the CO has taken a sum of Rs.80,15,717/- under various heads as advances and utilized the Corporation funds for his pecuniary benefits and personal gains and also he availed credit card facility for private purposes as against the rules of Financial Property under Ex.P6 during the period from 31.10.2016 to 03.04.2017.

The PO in his written arguments while reiterating the contents of imputations of the charge framed against CO and depositions of PW-1 and PW-2, has stated that Ex.P12, which is the MOS self admission about the clearance of outstanding advances by him which is not honoured by him even today. Therefore, the charges framed against CO can be established.

The Defense Counsel for CO in his written arguments has stated that mere mentioning anything in the Audit Para is not a conclusive proof to prove the contents of the charge against Member of Service. It should be corroborated with the Proof of Administrative Sanction by the Competent Authorities. It is pertinent to note that there is no IOTA of Documentary Proof that the Member of Service alone received the said amount of Advance. Hence, the charges-1 & 2 framed against the CO are not sustainable as there is no clinching evidence to prove the contents of the charge.

On perusal of the connected records available with this forum, depositions of PWs 1 and 2, written arguments filed by PO and Defense Counsel for CO, the forum observed that both the PWs have deposed against the CO. PW-1 has deposed that


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his office was directed to recover the outstanding advances of Rs.80,15,717/- pending against CO along with 9% penal interest from the salary and pensionary benefits of CO and remit the same to A.P.State Warehousing Corporation, Vijayawada. PW-2 has also deposed that the CO has taken a sum of Rs.80,15,717/- under various heads as advances and utilized the Corporation funds for his pecuniary benefits and personal gains and also he has availed credit card facility for private purposes as against the rules of Financial Property during the period from 31.10.2016 to 03.04.2017. The Defense Counsel for CO did not file any documentary proof of evidence to disprove the charges framed against CO. Moreover, Ex.P12 is the clear evidence of admission of charges by the CO. Therefore, the forum opines that the Charges-I & II framed against CO **can be held as proved.**

**Findings:**

The Charges-I & II framed against CO are **held as proved.**

  
(R.P.THAKUR)  
INQUIRING AUTHORITY

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